

1 _____ [Name; State Bar ID No.]
2 _____ [Address]
3 _____ [Telephone]

4 Attorney for Debtor/Debtor In Propria Persona

5 UNITED STATES BANKRUPTCY COURT
6 EASTERN DISTRICT OF CALIFORNIA

7 In re:) Case No.
8)
9)
10)
11)
12)
13)
14)
15)
16)
17)
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)
Debtor.

11 **ORDER CONFIRMING PLAN, VALUING COLLATERAL AND AVOIDING LIENS**

12 The Chapter 13 plan of the above-named debtor(s) has been
13 transmitted to all creditors, and it has been determined after
14 notice and opportunity for a hearing that the debtor(s) plan
15 satisfies the requirements of 11 U.S.C. § 1325.

16 Therefore, **IT IS ORDERED** that the plan is confirmed.

17 **IT IS FURTHER ORDERED** that:

18 1. The debtor shall immediately notify, in writing, the
19 Clerk of the United States Bankruptcy Court and the trustee of
20 any change in the debtor's address;

21 2. The debtor shall immediately notify the trustee in
22 writing of any termination, reduction of, or other change in the
23 employment of the debtor; and

24 3. The debtor shall appear in court whenever notified to
25 do so by the court.

26 **[The remaining paragraphs are optional and should be used as
27 needed. If a paragraph is not applicable, please delete it.
28 Delete the underlining once the appropriate information is
inserted. If additional provisions are necessary, including
provisions requested by a title company in connection with a
section 522(f)(1)(A) motion, you may insert those provisions.]**

29 **IT IS FURTHER ORDERED** that the attorney's fees for the
30 debtor's attorney in the full amount of \$_____ are
31 approved, \$_____ of which was paid prior to the filing of
32 the petition. The balance of \$_____, provided that the
33 attorney and debtor have executed and filed a Rights and
34 Responsibilities of Chapter 13 Debtors and Their Attorneys, shall
35 be paid by the trustee from plan payments at the rate specified

1 in the Guidelines for Payment of Attorneys' Fees in Chapter 13
2 Cases.

3 **IT IS FURTHER ORDERED** that, pursuant to 11 U.S.C. § 1323,
4 the plan is amended as follows:

5
6
7 **IT IS FURTHER ORDERED** that the motion to avoid the lien of
8 _____ is granted. Such lien is a non-
9 possessory, nonpurchase money lien that impairs the exemption of
10 the debtor in property of the debtor described as: _____
11 _____. Unless the debtor's bankruptcy
12 case is dismissed, the lien of the such creditor is hereby
13 extinguished and the lien shall not survive bankruptcy or affix
14 to or remain enforceable against the aforementioned property of
15 the debtor.

16 **IT IS FURTHER ORDERED** that the motion to avoid the lien of
17 _____ is granted. Such lien is a judicial
18 lien that impairs the exemption of the debtor in property of the
19 debtor described as: _____. Unless the debtor's
20 bankruptcy case is dismissed, the lien of the such creditor is
21 hereby extinguished and the lien shall not survive bankruptcy or
22 affix to or remain enforceable against the aforementioned
23 property of the debtor.

24 **IT IS FURTHER ORDERED** that the motion to value the
25 collateral of _____ is granted. The
26 replacement value of the collateral and the secured claim of such
27 creditor is determined to be \$_____ and the deficiency shall be
28 allowed as a general unsecured claim provided that a timely proof
of claim is filed.

DATED:

BY THE COURT

United States Bankruptcy Judge

29 _____
30 Approved by the Chapter 13
31 Trustee as to form.